



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation				
Action:	<input checked="checked" type="checkbox"/>	Adoption	<input type="checkbox"/>	Repeal
Statutory Authority: 20-121, 136-18 (5), 20-151.1 (b).				
Public Hearing Not Required For This Action Under: GS 150A-1, 20-1.				
Rule Summary: Temporary Truck Restriction.				
Circumstances Requiring Rule Adoption, Repeal: Necessary for public safety and welfare.				
Effective Date: October 27, 2011				

October 27, 2011

DATE

OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

Temporary Truck Restriction

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-151.1 (b), 20-121, 136-18 (5).

COUNTY MCDOWELL DIVISION 13

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
MCDOWELL	1063504	I 40	All trucks with three or more axles traveling I-40 WB between US 70 and the Buncombe County line shall be restricted to the right lane. (To be in effect only in the areas where lane closures are in place and signs are posted in conjunction with TIP Project W-5117).

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-121, 136-18 (5), 20-151.1 (b)).

All the actions to the Highway Traffic Ordinances herein adopted are effective October 27, 2011 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
Temporary Truck Restriction	1	0
Total	1	0

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

October 27, 2011

DATE



OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE